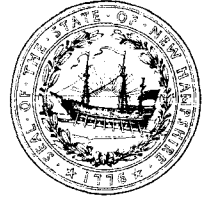




The State of New Hampshire
Department of Environmental Services

Michael P. Nolin
Commissioner



LETTER OF DEFICIENCY

No. WD SS 05-15

December 6, 2005

Ms. Margaret Warren
PO Box 135
Salisbury, NH 03268

RE: Septic System Failure, 53 Franklin Road, Map 244, Lot 55

Dear Ms. Warren:

On May 27, 2005, personnel from the Department of Environmental Services, Water Division ("DES") received a copy of a Letter of Deficiency issued to you by Mr. Charles Bodien, the health officer for the Town of Salisbury for your property, described as Lot # 55, on Tax Map # 244, and located on Franklin Road, Salisbury, NH, 03268 ("the Property"). The purpose of this inspection was to determine whether you were in compliance with RSA 485-A and its implementing regulations, the Subdivision and Individual Sewage Disposal System Design Rules, Env-Ws 1000 ("the Rules").

As a result of the inspection, the following deficiency was noted:

1. The septic system serving the Property is in failure, as demonstrated by the breakout of sewage on the surface of the ground.

DES expects the above deficiency to be permanently corrected within 30 days by initiating and completing the following measures:

1. Engage a permitted septic system designer to prepare and submit septic system plans and specifications to DES for the total waste load generated on the Property.
2. Obtain approval to construct the system.
3. Construct and obtain approval to cover and use the system.
4. Operate and maintain the system in accordance with NH Administrative Rule Env-Ws 1023.

During the interim between receipt of this letter and the date by which permanent corrections have been completed, as an alternate to vacating the premises, DES expects that collected sewage will be pumped and disposed in accordance with NH Administrative Rule Env-Ws 1600 at sufficient frequent intervals to prevent further overflow. If this alternative is utilized, it is advised that pumping receipts be retained.

DES believes the cited deficiencies will be corrected within 30 days and a report describing the corrective measures can be submitted to this office within 30 days of receipt of this letter.

In the event compliance is not achieved within this period, DES may take further action against you, including issuing an order requiring the above items to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the New Hampshire Department of Justice for imposition of civil and/or criminal penalties. In addition, DES personnel will inspect the Property at a later date to determine whether you have come into, and are maintaining, full compliance with all applicable statutes and directives.

The written report as requested above should be addressed as follows:

Richard J. de Seve, SSB, DES
Department of Environmental Services
6 Hazen Drive, PO Box 95
Concord, NH 03302-0095

Your prompt cooperation is appreciated. Should you have any questions regarding this letter, please contact Richard J. de Seve at 271-3442.

Sincerely,



William E. Evans, P.E.
Administrator
Subsurface Systems Bureau

WEE/RJD

CERTIFIED MAIL 7099 3400 0002 9773 0253

Cc: James G. Falicon, SSB, DES
Gretchen Hamel, Administrator, DES Legal Unit ✓
Board of Selectmen, Town of Salisbury
Richard J. de Seve, SSB, DES